IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

CHAMBER SUMMONS NO.499 OF 2007

In

SUIT NO.132 OF 2007

WITH

NOTICE OF MOTION NO.3665 OF 2006

In

SUIT NO.132 OF 2007

White Towers Co-operative Housing
Society : Plaintiff

V/s.

M/s.S.K.Builders & Ors. : Defendants

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Mr.M.M.Vashi for the plaintiff.

Mr.H. Chitnis i/b. M/s.Deepak Chitnis Chiparikar & Co., for defendant no.1.

Mr.H.C.Pimple for B.M.C.

Mr.R.A.Thorat with Mr.Vaibhav Sugdare for defendant no.5 in the Chamber Summons.

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CORAM : A.M. KHANWILKAR, J.

DATE : APRIL 18, 2007.

P.C.

1. The above Chamber Summons is made absolute in terms of

prayer clause (a) by consent of the parties, while making it clear that the consent by the respondent-third party is without prejudice to their rights and contentions as may be available. Subject to above, the Chamber Summons is made absolute in terms of prayer clause (a).

2. Amendment be carried on or before 21.4.2007. Amended copy be served on the counsel appearing for the defendants and the newly added defendant. Reply, if any, be filed on or before 26.4.2007. Rejoinder, if any, on or before 30.4.2007. Place the above Motion on 3.5.2007 under the caption "for ad-interim relief". In the meantime, the defendants, including the newly added defendant, will be bound by the directions in the order dated 4.4.2007.

A.M. KHANWILKAR, J.